

## INTERFERENCE DIGEST

Interference No. 105,341

Paper No.

Name: Shoichi Yamazaki et al.

Serial No.: 08/959,285

Patent No.

Title: Head-up display device with rotationally asymmetric curved surface

Filed: 10/24/97

Interference with Takahashi

### DECISION ON MOTIONS

Administrative Patent Judge, \_\_\_\_\_ Dated, \_\_\_\_\_

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### FINAL DECISION

Board of Patent Appeals and Interferences, \_\_\_\_\_ Dated, \_\_\_\_\_

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Court, \_\_\_\_\_ Dated, \_\_\_\_\_

### REMARKS

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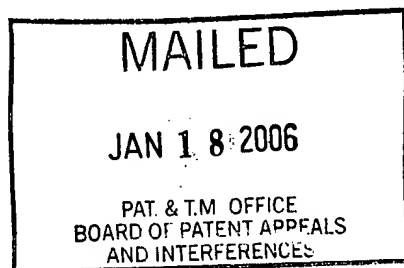
This should be placed in each application or patent involved in interference in addition to the interference letters.



## UNITED STATES PATENT AND TRADEMARK OFFICE

DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BOARD OF PATENT APPEALS AND INTERFERENCES  
BOX INTERFERENCE, WASHINGTON, D.C. 20231

Filed by: Judge Richard E. Schafer  
Telephone: 571-272-9797  
Facsimile: 571-273-0042



Applicants: YAMAZAKI  
Application No.: 08/959,285  
Filed: 10/24/97  
For: Head-up display device with rotationally  
asymmetric curved surface

The above-identified application or patent has been forwarded to the Board of Patent Appeals and Interferences because it is adjudged to interfere with another application or patent. An interference has been declared. The interference is designated as No. 105,341.

Notice is hereby given the parties of the requirement of the law for filing in the Patent and Trademark Office a copy of any agreement "in connection with or in contemplation of the termination of the interference." 35 U.S.C. § 135(c).

/ss/ Richard E. Schafer  
RICHARD E. SCHAFER  
Administrative Patent Judge

Mail Stop Interference  
P.O. Box 1450  
Alexandria Va 22313-1450  
Tel: 571-272-9797  
Fax: 571-273-0042

Paper 1

Filed January 18, 2006

UNITED STATES PATENT AND TRADEMARK OFFICE  

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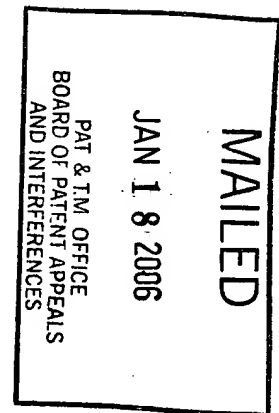
BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

Olympus Optical Co., Ltd.,  
Junior Party  
(Patent 5,701,202  
Named Inventor: Koichi Takahashi)

v.

Canon Kabushiki Kaisha,  
Senior Party  
(Application 08/959,285  
Named Inventors: Shoichi Yamazaki and Takeshi Nishimura).

Patent Interference No. 105,341 (RES)  
(Technology Center 2800)



**DECLARATION - Bd.R. 203(d)<sup>1</sup>**

**Part A. Declaration of interference**

An interference is declared (35 U.S.C. § 135(a)) between the above-identified parties. Details of the application(s), patent (if any), reissue application (if any), count(s) and claims designated as corresponding or as not corresponding to the count(s) appear in Parts E and F of this DECLARATION.

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<sup>1</sup> "Bd.R. x" may be used as shorthand for "37 C.F.R. § 41.x". 69 Fed. Reg. 49960, 49961 (12 Aug. 2004).

1           **Part B. Judge managing the interference**

2           Administrative Patent Judge Richard E. Schafer has been designated to manage the  
3 interference. 37 CFR § 41.104(a).

4  
5           **Part C. Standing order**

6           A Trial Section STANDING ORDER [SO] (Paper 2) accompanies this DECLARATION.  
7 The STANDING ORDER applies to this interference.

8  
9           **Part D. Initial conference call**

10          A telephone conference call to discuss the interference is set for **2:00 p.m. on March 13,**  
11 **2006** (the Board will initiate the call).

12          No later than **two business days** prior to the conference call, each party shall file and serve  
13 (SO ¶¶ 10.1 & 105) a list of the motions (37 CFR §§ 41.120 & 204; SO ¶¶ 104.2.1, 120 & 204) the  
14 party intends to file.

15          A schedule for taking action during the motion phase is set in a separate order. Counsel are  
16 encouraged to discuss the schedule prior to the conference call and to agree on dates for taking  
17 action. A typical motion period lasts approximately eight (8) months. Counsel should be prepared  
18 to justify any request for a shorter or longer period.

19  
20          **Part E. Identification and order of the parties**

21                               Junior Party

22          Named inventors:	Koichi Takahashi
23          Involved/Patent:	Patent 5,701,202
24          Title:	Head or Face Mounted Image Display Apparatus
25          Assignee:	Olympus Optical Co., LTD.

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**Part F. Marking of Exhibits and settlement discussions**

The senior party is assigned exhibit numbers 1001-1999. The junior party is assigned exhibit numbers 2001-2999. 37 CFR § 41.154(c)(1); SO ¶ 154.2.1. The senior party is responsible for initiating settlement discussions. SO ¶ 126.1.

The claims of the parties are:

Olympus:	1-33
Canon:	27-61, 71-119

Claim 4 of Patent 5,701,202.

The claims of the parties which correspond to Count 1 are:

The parties are accorded the following benefit for Count 1:

Olympus:	None
Canon:	Application 08/478,688; June 7, 1995

**Count 2**

Claim 1 of Patent 5,701,202.

The claims of the parties which correspond to Count 2 are:

Olympus: 1-3, 21-27

Canon: 27, 28, 46-55, 71-79, 97-106, 113-119

The parties are accorded the following benefit for Count 2:

Olympus: None

Canon: Application 08/478,688; June 7, 1995

The claims of the parties which do not correspond to any count, and therefore are not involved in the interference, are:

Olympus: None

Canon: None

1       **Part H. Heading to be used on papers**

2       The following heading must be used on all papers filed in this interference, see SO ¶ 106.1.1:

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Olympus Optical Co., LTD.,  
Junior Party  
(Patent 5,701,202  
Named Inventor: Koichi Takahashi)

v.

Canon Kabushiki Kaisha,  
Senior Party  
(Application 08/959,285  
Named Inventors: Shoichi Yamazaki and Takeshi Nishimura).

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Patent Interference No. 105,341 (RES)  
(Technology Center 2800)

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22       **Part I. Order form for requesting file copies**

23       When requesting copies of files, use of SO Form 4 will greatly expedite processing of the  
24 request. Please attach a copy of Parts G and H of this DECLARATION with a hand-drawn circle  
25 around the patents and applications for which a copy of a file wrapper is requested.

/Richard E. Schafer/  
Administrative Patent Judge

Enc:

Copy of STANDING ORDER  
Copy U.S. Patent 5,701,202  
Copy of claims of Application 08/959,285

Revised 3 January 2006

cc (via overnight delivery):

Attorney for OLYMPUS OPTICAL CO., LTD.:

CUSHMAN, DARBY & CUSHMAN  
Ninth Floor East Tower  
1100 New York Avenue, N.W.  
Washington, D.C. 20005-3918

Attorney for CANON KABUSHIKI KAISHA:

FITZPATRICK CELLA HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112